

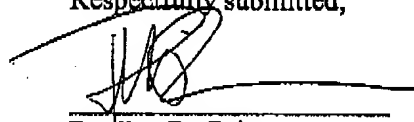
A33331 PCT USA - 070180.0137

REMARKS

Process Claim 55 and Claims 29 - 36 and 38 - 43 which depend from Claim 55 are now currently pending. Claims 1 - 27, 28, 37, and 44 and 52 were previously cancelled. By this amendment, Applicant cancels Claims 56, and 45-51 which are all directed to a "device". Said claims are cancelled without prejudice to Applicant's right to pursue these claims in a divisional/continuation application. The Examiner's Answer admits that "claims drawn to a method (process) are deemed to be distinct from those claims drawn to a device ...[and] have been determined to be allowable. Accordingly, the Appeal is applicable only to the device Claims 45 - 51 and 56, which have now been cancelled. In the circumstances, the Appeal is now believed to be moot.

Applicant respectfully requests that the Board of Appeals to return the application to the Examiner in charge of this case for further action on the merits, namely allowance of the pending claims.

Respectfully submitted,



Bradley B. Geist  
Patent Reg. No. 27, 551

Peter J. Shen  
Patent Reg. No. 52,217

Attorneys for the Applicant  
212-408-2500

30 Rockefeller Plaza  
New York, NY 10112

12/22  
A 3331 PCT USA

571. 272. 0825 til.

09/582 609

EX. listing  
of claims

< Cl 37 > cancelled  
52 — prev. com.

FAX 571. 273.  
0825

EX. Karti  
Padmanabhan